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PATENT  
ATTORNEY DOCKET NO.: 048289-5003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: )  
John M. MARYNOWSKI et al. ) Confirmation No.: 8771  
Application No.: 09/618,222 ) Group Art Unit: 3624  
Filed: July 18, 2000 ) Examiner: Daniel S. Felten  
For: AN AUTOMATED TRADING SYSTEM ) Mail Stop Amendment  
IN AN ELECTRONIC TRADING )  
EXCHANGE )

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Mail Stop Amendment**  
Alexandria, VA 22314

Sir:

**REQUEST TO CORRECT**  
**INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)**

In accordance with 35 U.S.C. § 116 and 37 C.F.R. § 1.48(a), Applicants respectfully request to correct the inventorship of the above-identified application by adding the name of Thomas M. O'Donnell as an inventor.

Pursuant to § 1.48(a), the following are filed concurrently herewith:

- a statement from Thomas M. O'Donnell that the error in inventorship occurred without deceptive intention on his part;
- a declaration from each inventor as required under 37 C.F.R. § 1.63;
- the processing fee of \$130.00 as set forth under 37 C.F.R. § 1.17(i); and

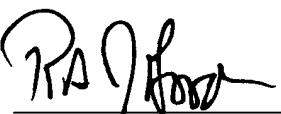
06/29/2006 MBEYENE1 00000044 500310 09618222  
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- a written consent by the assignee, Edge Capture, LLC, to the correction of inventorship.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By:   
John D. Zele  
Reg. No. 39,887

*Robert J. Guadalupe*  
Reg. No. 41,247

Dated: June 27, 2006

**Customer No. 009629**  
MORGAN, LEWIS & BOCKIUS LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202-739-3000



PATENT  
ATTORNEY DOCKET NO.: 048289-5003

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In re Application of:

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Commissioner for Patents  
U.S. Patent and Trademark Office  
**Mail Stop Amendment**  
Alexandria, VA 22314

**INVENTOR'S STATEMENT REGARDING**  
**CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)(2)**

I, Thomas M. O'Donnell, am an inventor of the invention set forth in at least one of the claims of the above-identified application. My name was erroneously left off the list of inventors. I hereby state that the error in inventorship occurred without deceptive intention on my part. This statement is being filed for the purpose of filing a Request to Correct Inventorship Under 37 C.F.R. § 1.48(a). I hereby request that the error regarding the inventorship of this application be corrected and I, Thomas M. O'Donnell, be added as an actual inventor of the above-identified application.

I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so

made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-referenced application or any patent issuing thereon.

Signature: Thomas M. O'Donnell

Typed Name: Thomas M. O'Donnell

Date: 6/23/06



## COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

ATTORNEY DOCKET NO.: 048289-5003

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### AN AUTOMATED TRADING SYSTEM IN AN ELECTRONIC TRADING EXCHANGE

the specification of which:

is attached hereto; or

was filed as United States application Serial No. 09/618,222 on July 18, 2000 and was amended on November 26, 2003 (if applicable); or

was filed as PCT international application Number \_\_\_\_\_ on \_\_\_\_\_ and was amended under PCT Article 19 on \_\_\_\_\_ (if applicable).

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#### PRIOR FOREIGN APPLICATION(S):

| COUNTRY<br>(if PCT, indicate PCT) | APPLICATION NUMBER | DATE OF FILING<br>(day, month, year) | PRIORITY CLAIMED   |
|-----------------------------------|--------------------|--------------------------------------|--|
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |

Combined Declaration For Patent Application and Power of Attorney - (Continued)

(includes Reference to PCT International Applications)

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I hereby claim the benefits under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

U.S. PROVISIONAL APPLICATIONS

U.S. PROVISIONAL APPLICATION NO.

U.S. FILING DATE

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PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT:

| U.S. APPLICATIONS    |                  | STATUS (Check One) |         |           |
|----------------------|------------------|--------------------|---------|-----------|
| U.S. APPLICATION NO. | U.S. FILING DATE | PATENTED           | PENDING | ABANDONED |
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|                      |                  |                    |         |           |
|                      |                  |                    |         |           |

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the registered practitioners of Morgan, Lewis & Bockius LLP included in the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to that Customer Number.

**Customer Number: 009629**

Direct Telephone Calls To:

**John D. Zele  
(202) 739-5418**

Combined Declaration For Patent Application and Power of Attorney - (Continued)  
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|                                     |  |                               |
|-------------------------------------|--|-------------------------------|
| FULL NAME OF SOLE OR FIRST INVENTOR | John M. MARYNOWSKI   |                               |
| RESIDENCE & CITIZENSHIP             | 116 Lancaster Ave<br>Buffalo, NY 14222   | COUNTRY OF CITIZENSHIP<br>USA |
| POST OFFICE ADDRESS                 | Same as above  |                               |
| FIRST OR SOLE INVENTOR'S SIGNATURE  |  |                               |
|                                     | DATE<br>22-Jun-06  |                               |
| FULL NAME OF SECOND INVENTOR        | Catalin D. VOINESCU  |                               |
| RESIDENCE & CITIZENSHIP             | COUNTRY OF CITIZENSHIP<br>Romania  |                               |
| POST OFFICE ADDRESS                 | Same as above  |                               |
| SECOND INVENTOR'S SIGNATURE         | DATE   |                               |
| FULL NAME OF THIRD INVENTOR         | Stefan PUSCASU   |                               |
| RESIDENCE & CITIZENSHIP             | COUNTRY OF CITIZENSHIP<br>Romania  |                               |
| POST OFFICE ADDRESS                 | Same as above  |                               |
| THIRD INVENTOR'S SIGNATURE          | DATE   |                               |

Listing of Inventors Continued on attached page(s)       Yes       No

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|                              |  |                               |
|------------------------------|--|-------------------------------|
| FULL NAME OF FOURTH INVENTOR | Thomas M. O'DONNELL                                |                               |
| RESIDENCE & CITIZENSHIP      | 1201 South Valley Hill Road<br>Woodstock, IL 60098 | COUNTRY OF CITIZENSHIP<br>USA |
| POST OFFICE ADDRESS          | Same as above                                      |                               |
| FOURTH INVENTOR'S SIGNATURE  |  | DATE                          |

Listing of Inventors Continued on attached page(s)  Yes  No



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|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |

Combined Declaration For Patent Application and Power of Attorney - **(Continued)**  
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**U.S. PROVISIONAL APPLICATIONS**

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| U.S. PROVISIONAL APPLICATION NO. | U.S. FILING DATE |
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| POST OFFICE ADDRESS   | Same as above   |                                   |
| FIRST OR SOLE INVENTOR'S SIGNATURE  |   | DATE                              |
| FULL NAME OF SECOND INVENTOR  | Catalin D. VOINESCU                                   |                                   |
| RESIDENCE & CITIZENSHIP   | 22 HOB DAY STREET<br>LONDON E14 6AZ<br>UNITED KINGDOM | COUNTRY OF CITIZENSHIP<br>Romania |
| POST OFFICE ADDRESS   | Same as above   |                                   |
| SECOND INVENTOR'S SIGNATURE  |   | DATE 6/20/2006                    |
| FULL NAME OF THIRD INVENTOR   | Stefan PUSCASU  |                                   |
| RESIDENCE & CITIZENSHIP   |   | COUNTRY OF CITIZENSHIP<br>Romania |
| POST OFFICE ADDRESS   | Same as above   |                                   |
| THIRD INVENTOR'S SIGNATURE  |   | DATE                              |

Listing of Inventors Continued on attached page(s)  Yes  No

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| POST OFFICE ADDRESS          | Same as above                                      |                               |
| FOURTH INVENTOR'S SIGNATURE  |  | DATE                          |

Listing of Inventors Continued on attached page(s)       Yes       No



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U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

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| COUNTRY<br>(if PCT, indicate PCT) | APPLICATION NUMBER | DATE OF FILING<br>(day, month, year) | PRIORITY CLAIMED   |
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|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |

Combined Declaration For Patent Application and Power of Attorney - (Continued)  
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U.S. PROVISIONAL APPLICATIONS

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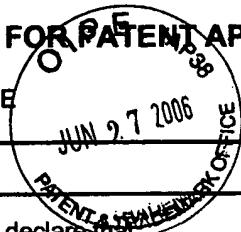
|                                     |   |                                   |
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| RESIDENCE & CITIZENSHIP             |   | COUNTRY OF CITIZENSHIP<br>USA     |
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| FULL NAME OF THIRD INVENTOR         | Stefan PUSCASU  |                                   |
| RESIDENCE & CITIZENSHIP             | Str. Detrobirii 42, bl. 08A, sc. 3, ap. 150<br>060 988 Bucuresti, ROMANIA           | COUNTRY OF CITIZENSHIP<br>Romania |
| POST OFFICE ADDRESS                 | Same as above   |                                   |
| THIRD INVENTOR'S SIGNATURE          |  | DATE June 21st, 2006              |

Listing of Inventors Continued on attached page(s)       Yes       No

Combined Declaration For Patent Application and Power of Attorney - **(Continued)**  
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| FULL NAME OF FOURTH INVENTOR | Thomas M. O'DONNELL                                |                               |
| RESIDENCE & CITIZENSHIP      | 1201 South Valley Hill Road<br>Woodstock, IL 60098 | COUNTRY OF CITIZENSHIP<br>USA |
| POST OFFICE ADDRESS          | Same as above                                      |                               |
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Listing of Inventors Continued on attached page(s)     Yes     No

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|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                                   |                    |                                      | <input type="checkbox"/> Yes <input type="checkbox"/> No |
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| U.S. APPLICATION NO. | U.S. FILING DATE | PATENTED           | PENDING | ABANDONED |
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**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the registered practitioners of Morgan, Lewis & Bockius LLP included in the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to that Customer Number.

**Customer Number: 009629**

Direct Telephone Calls To:

**John D. Zele  
(202) 739-5418**

Combined Declaration For Patent Application and Power of Attorney - (Continued)  
 (includes Reference to PCT International Applications)  
 ATTORNEY DOCKET NO.: 048289-5003

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

|                                     |                     |                                   |
|-------------------------------------|---------------------|-----------------------------------|
| FULL NAME OF SOLE OR FIRST INVENTOR | John M. MARYNOWSKI  |                                   |
| RESIDENCE & CITIZENSHIP             |                     | COUNTRY OF CITIZENSHIP<br>USA     |
| POST OFFICE ADDRESS                 | Same as above       |                                   |
| FIRST OR SOLE INVENTOR'S SIGNATURE  | DATE                |                                   |
| FULL NAME OF SECOND INVENTOR        | Catalin D. VOINESCU |                                   |
| RESIDENCE & CITIZENSHIP             |                     | COUNTRY OF CITIZENSHIP<br>Romania |
| POST OFFICE ADDRESS                 | Same as above       |                                   |
| SECOND INVENTOR'S SIGNATURE         | DATE                |                                   |
| FULL NAME OF THIRD INVENTOR         | Stefan PUSCASU      |                                   |
| RESIDENCE & CITIZENSHIP             |                     | COUNTRY OF CITIZENSHIP<br>Romania |
| POST OFFICE ADDRESS                 | Same as above       |                                   |
| THIRD INVENTOR'S SIGNATURE          | DATE                |                                   |

Listing of Inventors Continued on attached page(s)       Yes       No

Combined Declaration For Patent Application and Power of Attorney - (Continued)  
(includes Reference to PCT International Applications)  
ATTORNEY DOCKET NO.: 048289-5003

|                              |  |                               |
|------------------------------|--|-------------------------------|
| FULL NAME OF FOURTH INVENTOR | Thomas M. O'DONNELL                                |                               |
| RESIDENCE & CITIZENSHIP      | 1201 South Valley Hill Road<br>Woodstock, IL 60098 | COUNTRY OF CITIZENSHIP<br>USA |
| POST OFFICE ADDRESS          | Same as above                                      |                               |
| FOURTH INVENTOR'S SIGNATURE  | <i>Thomas M. O'Donnell</i>                         | DATE<br>6/20/06               |

Listing of Inventors Continued on attached page(s)  Yes  No



PATENT  
ATTORNEY DOCKET NO.: 048289-5003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
John M. MARYNOWSKI et al. ) Confirmation No.: 8771  
Application No.: 09/618,222 ) Group Art Unit: 3624  
Filed: July 18, 2000 ) Examiner: Daniel S. Felten  
For: AN AUTOMATED TRADING SYSTEM ) **Mail Stop Amendment**  
IN AN ELECTRONIC TRADING )  
EXCHANGE )

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Mail Stop Amendment**  
Alexandria, VA 22314

**CONSENT BY ASSIGNEE REGARDING REQUEST**  
**TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)(5)**

1. Edge Capture, LLC, a corporation of Illinois, is the assignee of the above-identified application.
  
2. Edge Capture, LLC hereby gives its written consent to the addition of one actual inventor Thomas M. O'Donnell to the inventorship of the above-identified application.
  
3. Pursuant to 37 C.F.R. § 3.73(b), Edge Capture, LLC was the assignee of John M. Marynowski, Catalin D. Voinescu, and Stefan Puscasu. This assignment is documented at least by the assignment document recorded in the U.S. Patent and Trademark Office at Reel No. 010988, Frame No. 0913.

4. Further pursuant to 37 C.F.R. § 3.73(b), Edge Capture, LLC is also the assignee of Thomas M. O'Donnell as an inventor in the above-identified patent application. This assignment is documented by the assignment document attached hereto and being submitted on an even date herewith for recordation with the U.S. Patent and Trademark Office.

5. The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

6. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-referenced application or any patent issuing thereon.

Signature: Thomas M. O'Donnell

Printed/Typed Name: Thomas M. O'Donnell

Title: CEO Edge Capture, LLC

Date: 6/23/06

## ASSIGNMENT

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:

### AN AUTOMATED TRADING SYSTEM IN AN ELECTRONIC TRADING EXCHANGE

for which I/WE executed an application for United States Letters Patent concurrently herewith; or on \_\_\_\_\_; or filed an application of United States Letters Patent on July 18, 2000, (Application No. 09/618,222); and

WHEREAS Edge Capture, LLC, a corporation of Illinois (hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention in all countries throughout the world, and in and to the application of United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from Assignee is hereby acknowledged, I/WE, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, MY/OUR entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and all rights to claim priority on the basis of such applications, and all applications for Letters Patent which may hereafter be filed for this invention in any foreign country and all Letters Patent which may be granted on this invention in any foreign country, and all extensions, renewals, and reissues thereof; and I/WE hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent of this invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY covenant that I/WE have the full right to convey the interest assigned by this Assignment, and I/WE have not executed and will not execute any agreement in conflict with this Assignment;

AND, I/WE HEREBY further covenant and agree that I/WE will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to ME/US respecting this invention, and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors or assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I/WE have hereunto set our hand(s).

Thomas M. O'Donnell  
Full Name of Assignor

1201 South Valley Hill Road, Woodstock, IL 60098

Address

Thomas M. O'Donnell

Assignor's Signature

6/23/06

Date

Names of additional inventors attached  Yes  No



*Angel Losada*  
6-23-06